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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



Applicant: Robert K. Rowe et al.  
 Serial No.: 09/832,631      Examiner: C. Curtis  
 Filed: April 11, 2001      Group Art Unit: 2872  
 For: ENCODED VARIABLE FILTER SPECTROMETER  
 Docket No.: 1023.1123101

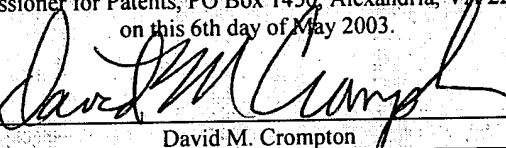
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**TRANSMITTAL SHEET**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

**CERTIFICATE UNDER 37 C.F.R. § 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 6th day of May 2003.

By  David M. Crompton

We are transmitting herewith the attached:

- Amendment
- No additional fee required
- The fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	-	=		X 42=	\$	X 84 =	\$
( ) FIRST MULTIPLE DEPENDENT CLAIM				+ 140 =	\$	+ 280 =	\$
TOTAL				\$		\$	

[ XX ] A check in the amount of \$180.00 is enclosed. Itemization:

Fee Code 1806                    \$180.00

Fee Code                           \$      

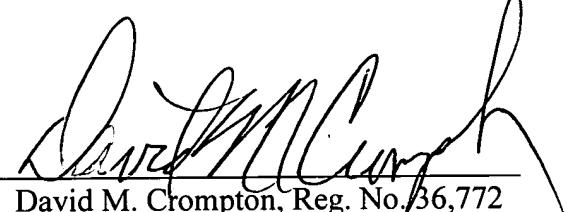
Fee Code                           \$      

[ ] Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.

[ XX ] Other: INFORMATION DISCLOSURE STATEMENT BEFORE MAILING DATE OF EITHER A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c)), FORM PTO-1449 AND SEVEN (7) CITED REFERENCES.

[XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:

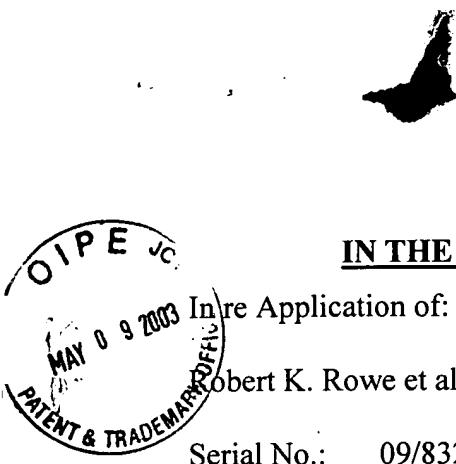
  
David M. Crompton, Reg. No. 36,772

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PATENT TRADEMARK OFFICE



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert K. Rowe et al.

Serial No.: 09/832,631

Examiner: C. Curtis

Filed: April 11, 2001

Group Art Unit: 2872

For: ENCODED VARIABLE FILTER SPECTROMETER

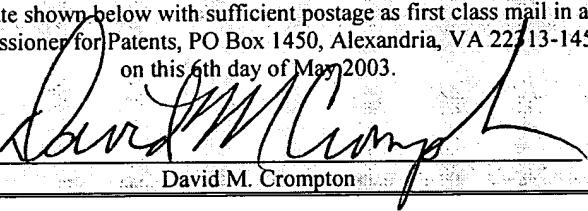
Docket No.: 1023.1123101

Commissioner for Patents  
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**INFORMATION DISCLOSURE STATEMENT BEFORE MAILING DATE OF  
EITHER A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))**

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By   
David M. Crompton

Dear Sir:

Pursuant to the obligations of candor and good faith imposed by 37 C.F.R. § 1.56, the documents listed on the attached Form PTO-1449 are hereby disclosed.

No representation is intended to be made hereby that any of the cited references establishes, by itself or in combination with other information, a prima facie case of unpatentability of any claim of the present case.

The information disclosure statement transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first office

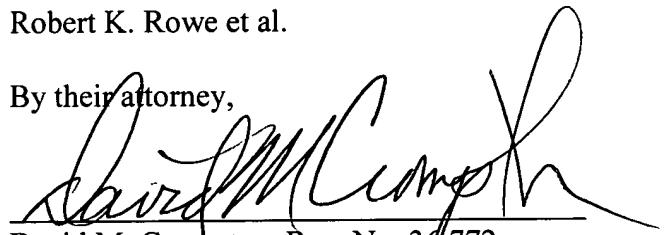
action on the merits, whichever event occurred last but before the mailing date of either a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, whichever occurs first.

Accompanying this Information Disclosure Statement are fees in the amount of \$180.

Respectfully submitted,

Robert K. Rowe et al.

By their attorney,



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